

**MIDDLETOWN BOROUGH
ORDINANCE NO. 2021 - 1382**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF MIDDLETOWN, PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 33, HUMAN RELATIONS COMMISSION BY REPEALING THE EXISTING HUMAN RELATIONS COMMISSION ORDINANCE AT CHAPTER 33 IN ITS ENTIRETY AND ABOLISHING THE HUMAN RELATIONS COMMISSION OF THE BOROUGH OF MIDDLETOWN.

WHEREAS, the Borough of Middletown, Dauphin County, Pennsylvania (the “Borough”), is a body corporate and politic duly organized and existing as a political subdivision under the laws of the Commonwealth of Pennsylvania; and

WHEREAS, per Chapter 33 of the Borough Code, the Borough established the Human Relations Commission of the Borough of Middletown by Ordinance adopted September 12, 1966 (the “Commission”); and

WHEREAS, per the records of the Borough, the Ordinance establishing the Commission was amended several times; namely, by amendments adopted on June 4, 1979, August 20, 1979, April 6, 1987 and June 6, 2017; and

WHEREAS, the Borough Council has found some of the activities and procedures prescribed by the Ordinance establishing the Commission to be duplicative where there exists the Pennsylvania Human Relations Commission in the Governor’s Office created by the Pennsylvania Human Relations Act (the “Act”) carrying out the mission and purposes of the Act; and

WHEREAS, the Borough Council has determined that it is necessary in order to avoid confusion among its residents and interference with the mission, purpose and work of the Pennsylvania Human Relations Commission that the Borough’s Commission be abolished; and

WHEREAS, the Commission was established by Ordinance and thus said Ordinance must be repealed to be of no further existence and effect within the Borough; and

WHEREAS, Borough Council has made this determination in the best interest of Borough residents.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED, by the authority of the Borough Council of the Borough of Middletown, Dauphin County, Pennsylvania as follows:

SECTION 1. The Code of Ordinances of the Borough of Middletown, Part I, Administrative Legislation, shall be amended to repeal Chapter 33 Human Relations Commission in its entirety and including the repeal and rescission of Ordinances No. 1966-504; 1979-751; 1979-755; 1987-943; and 2017-1341.

SECTION 2. The Human Relations Commission of the Borough of Middletown established September 12, 1966 by the adoption of a Borough Ordinance on that same date and codified at Chapter 33 in the Borough's Code of Ordinances shall be abolished.

SECTION 3. SEVERABILITY. If any section, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared by any reason to be illegal, unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect or impair the validity of this Ordinance as a whole, or any other section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this Ordinance. Borough Council hereby declares that it would have adopted this Ordinance and each section, phrase and word thereof, irrespective of the fact that any one or more of those sections, provisions, regulations, limitations, restrictions, sentences, clauses, phrases or words may be declared illegal, unconstitutional or invalid.

SECTION 4. REPEALER. All ordinances or parts of ordinances that are inconsistent herewith shall be and the same expressly are repealed.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective in accordance with applicable law.

BE IT DULY ORDAINED AND ENACTED into law this ____ day of _____ 2021, by the Borough of Middletown, Dauphin County, Pennsylvania, in lawful session duly assembled.

**BOROUGH COUNCIL OF THE
BOROUGH OF MIDDLETOWN**

ATTEST:

Grace Miller
Borough Secretary

BY: _____
Ian Reddinger
Borough Council President

AND NOW THIS ____ day of _____, 2021, the foregoing Ordinance is approved.

James H. Curry III, Mayor

CERTIFICATION

I hereby certify the foregoing Ordinance was advertised in the Patriot News on October 26, 2021, a newspaper of general circulation in the municipality and was duly enacted and approved as set forth at the regular meeting of the municipality's governing body held on _____, 2021.

Grace Miller
Borough Secretary